

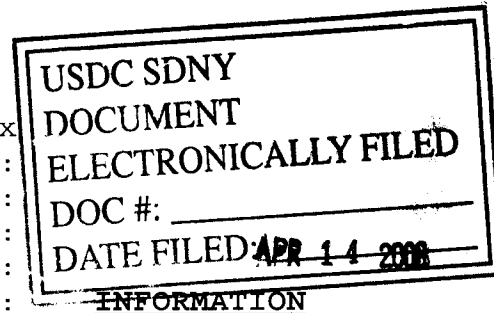
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

- v. -

REINALDO MERCADO,
a/k/a, "Neno,"

Defendant.



08 CRIM 338

COUNT ONE

The United States Attorney charges:

1. From at least in or about October 2007, up to and including on or about December 17, 2007, in the Southern District of New York and elsewhere, Reinaldo Mercado, a/k/a, "Neno," the defendant, and others known and unknown, unlawfully, intentionally, and knowingly did combine, conspire, confederate, and agree together and with each other to violate the narcotics laws of the United States.

2. It was a part and an object of the conspiracy that Reinaldo Mercado, a/k/a, "Neno," the defendant, and others known and unknown, would and did distribute, and possess with intent to distribute, a controlled substance, to wit, five hundred grams and more of mixtures and substances containing a detectable amount of cocaine, in violation of Sections 812, 841(a)(1), and

JUDGE SCHEINDLIN

841(b)(1)(B) of Title 21, United States Code.

(Title 21, United States Code, Section 846.)

FORFEITURE ALLEGATION

3. As a result of committing the controlled substance offense alleged in Count One of this Information, Reinaldo Mercado, a/k/a, "Neno," the defendant, shall forfeit to the United States, pursuant to 21 U.S.C. § 853, any and all property constituting or derived from any proceeds the said defendant obtained directly or indirectly as a result of the said violation and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the violation alleged in Count One of this Information.

Substitute Asset Provision

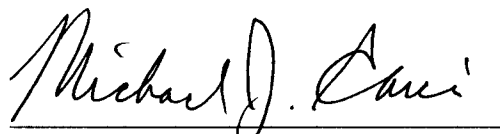
4. If any of the property described above as being subject to forfeiture, as a result of any act or omission of the defendant --

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value;
or
- e. has been commingled with other property which cannot be subdivided without difficulty;

it is the intention of the United States, pursuant to 21 U.S.C. §

853(p), to seek forfeiture of any other property of the defendant up to the value of the above forfeitable property.

(Title 21, United States Code, Sections 841(a)(1), 846 and 853.)

A handwritten signature in black ink, reading "Michael J. Garcia". The signature is written in a cursive style with a horizontal line underneath.

MICHAEL J. GARCIA
United States Attorney

Freeman Library

UNITED STATES OF AMERICA

- v. -

Defendant.

08 Cr. ____ (SAS)

(Title 21 Sections 841(a)(1), 846 and 853)

Michael J. Garcia
United States Attorney.

A TRUE BILL

Foreperson.